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Docket No.: 43888-312 PATENT

IN THE LIGHTED STATES PATENT AND TRADEMARK OFFICE

Customer Number: 20277

Confirmation Number: 9712

Examiner: Gregg Cantelmo

Group Art Unit: 1745

In re Application of

Takayuki SHIRANE, et al.

Application No.: 10/826,389

Filed: April 19, 2004

For: SECONDARY BATTERY

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an Amendment in the above identified application.

No additional fee is required.

Applicant is entitled to small entity status under 37 CFR 1.27

Also attached:

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	13	20	0	\$50.00 =	\$0.00
Independent Claims	3	3	0	\$200.00 =	\$0.00
		Multiple claims newly presented			\$0.00
		Fee for extension of time			\$0.00
					\$0.00
		Total of Above Calculations			\$0.00

Please charge my Deposit Account No. <u>500417</u> in the amount of \$0.00. An additional copy of this transmittal sheet is submitted herewith.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Ramyar M. Farid / Registration No. 46,692

Please recognize our Customer No. 20277 as our correspondence address.

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Date: January 7, 2005

WDC99 1027280-1.043888.0312



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AMENDMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated October 12, 2004, having a three-month shortened statutory period for response set to expire on January 12, 2005, reconsideration of the above-identified application is respectfully requested in view of the following amendment and remarks.